UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Hood et al.	)
	)
Application No. 09/930,788	) Group Art Unit: 3626
	)
Filed: August 15, 2001	) Examiner: Frenel, Vanel
	)
For: Customizable Handheld Computer	) Attorney Ref. No.: 121.02
Data Collection and Report	)
Generation Software	)
	)

Rule 1.131 Declaration of Daniel P. Maguire

I, Daniel P. Maguire, declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true.

1. I am a patent attorney (registration no. 41,506), and I formerly handled the present application on behalf of the inventors, Dr. Drew Hood and Mr. Jeff Sliwa.

2. On January 11, 2001, I met with Dr. Hood at my office at 423 E Street, Davis, California 95616 to discuss the new system for capturing and managing medical data that he and Mr. Sliwa had developed. The invention disclosed to me then is the subject of the present application. After that meeting, I sent a representation agreement to both inventors. A true and correct copy of that agreement is attached hereto as Exhibit 1. 1.   ᴹᴶᵀ for DPM

3. On or about January 23, 2001, I received a disclosure document from Dr. Hood. A true and correct copy of this disclosure document is attached hereto as Exhibit 2. Based on a review of my calendar, I know that I commenced a patentability search for the invention on January 26, 2001.

Exhibit	Document Description	Date
1	Letter from Daniel P. Maguire to Andrew D. Hood and Jeffrey S. Sliwa	January 11, 2001
2	Invention Disclosure	January 23, 2001

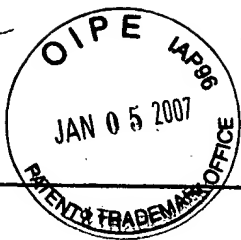Executed this **3rd** day of January, 2007 at Davis, California

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. I understand that willful false statements and the like are punishable by fine or imprisonment or both, and may jeopardize the validity of the application or any patent issuing thereon.

Daniel P. Maguire

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January 11, 2001

Drew Hood, M.D.
14500 Surrey Place
Pine Grove, California 95665

Jeff Sliwa
7177 Catalina Isle Drive
Lake Worth, Florida 33467

EXHIBIT 1

Re: Representation Agreement

Dear Dr. Hood and Mr. Sliwa:

I enjoyed talking to Drew today about the EMS documentation tool that you have developed. Based upon my conversation with Drew, I understand that you want to go forward with a patent search for the documentation tool. With the search results in hand, you can make a more informed decision as to whether you want me to prepare a patent application on your invention.

So that I can begin work on the patent search, I have enclosed a representation agreement. This agreement defines the basic terms of my representation of you as your patent lawyer. Since I understand that you jointly created the tool, I will be representing both of you.

I have enclosed two copies of the agreement, one for you signature and return to me, and the second for your own records. After you have signed the agreement, please return it to me in the enclosed self-addressed envelope, along with a check for the patent search fee of $700.00.

Thank you, and please do not hesitate to contact me with any questions.

Sincerely,

Daniel P. Maguire

Daniel P. Maguire

Enclosure

Draft for Patent Application of 'FieldSaver'

January 14, 2001

EXHIBIT 2

1. PURPOSE OF PRODUCT

    a. EMS electronic patient care record that can be created on handheld computers using the Windows CE operating system. Designed to have point of service handheld data entry. Data is used to develop a patient medical record, as well as maintain a database that can be used for research, billing and quality assurance.

    b. Sophisticated customizable/editable database that can produce proper sentences to develop a written report.

2. UNIQUE FEATURES

    a. **Customizable Database That Can Produce Proper Sentences:** Software is capable of having the end-user customize the lists in the database and also create/edit the heading 'labels', and the 'captions' that are associated with each list box. Formatting and grammatical options transform the database list choices, labels text, and captions text into intelligible sentences. You can create completely new screens and then assign navigation to the screen you just created. With the ability to create completely new screens and have the data reported as custom proper sentences, and then navigate to these screens, allows the end user to extensively customize and improve the data collection process and the report produced by it. Programming is in the Microsoft Windows CE operating system. This is the 'template manager' software. See diagram 1.

    b. **'Matrix' Template Design:** Specific design of matrix template. Allows a very flexible, powerful mechanism to pick a multitude of modifiers (physical signs, complaints of), for a multitude of objects (body parts). Similar to the other templates this template is end user editable. See diagram 2.

    c. **Flow' and Design of Product screens:** Design of screens and program layout specific for EMS documentation. To make the program user friendly extensive effort went into the categorization and presentation of screens, and database choices. Extensive research, trial and error, and expertise required to develop this system on a handheld computer.

RECEIVED

1/23/01

DIAGRAM 1. "Template Manager"

DIAGRAM 2. "Matrix" Template